

## **REMARKS**

Claims 1-60 are pending in the present application.

This Amendment is in response to the Office Action mailed December 27, 2007. In the Office Action, the Examiner, objected to the claims 56 and 60, rejected claims 1-7, 8-37, and 39-60 under 35 U.S.C. § 103(a). Applicant has amended claims 1, 17, 31, 47, 56 and 60. Reconsideration in light of the amendments and remarks made herein is respectfully requested.

### **I. CLAIMS OBJECTION**

The Examiner objected claims 56 and 60 due to the following informalities:

In regard to claim 56, the claim recites "The apparatus recited in claim 23, wherein. . ." when there is no apparatus in claim 23. In regard to claim 60, the limitation recites "wherein said program content represents..." in the first line of the claim. In response, Applicant has amended claims 56 and 60 accordingly. The objection is now moot. Therefore, Applicant respectfully requests the objection be withdrawn.

### **II. REJECTIONS UNDER 35 U.S.C. § 103**

The Examiner rejected claims: 1) 1-7, 9-21, 23-37, 39-51 and 53-60 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,172,677 issued to Stautner et al. ("Stautner"), in view of U.S. Patent No. 5,710,605 issued to Nelson ("Nelson"); 2) 1, 8, 17, 22, 31, 38, 47, and 52 under 35 U.S.C. § 103(a) as being unpatentable over Stautner in view of U.S. patent No. 6,130,726 issued to Darbee et al. ("Darbee"). Applicant respectfully traverses the rejections for the following reasons.

Stautner discloses various modes of display that can be selected by the user. Each of these modes changes the arrangement of the display of information. Each of the modes representation is contemplated to generally feature a graphical distinct region of display... Each of the cells containing a

program listing that are displayed so as to assume the appropriate channels start time and duration coordinates on the display (Col. 4, lines 29 -53). However, no where in Stautner that discloses program information, wherein the program information is based on criteria specified in a profile.

Nelson discloses a universal remote control unit (Col. 1, lines 61-61) having a display mechanism for displaying the current day and time and for further displaying television programming scheduled items and television... (Col. 2, lines 2-5). Unlike the present invention, Nelson does not disclose program information, wherein the program information is based on criteria specified in a profile.

Darbee discloses a remote control unit having a graphic display for depicting program scheduling and/or advertising information without causing an interruption in content that is being depicted on an associated television monitor. Darbee, however, does not disclose program information, wherein the program information is based on criteria specified in a profile (Col. 2. lines 45-49).

Stautner, Nelson, and Darbee, taken alone or in any combination, do not disclose, suggest, or render obvious the program information wherein the program information is based on criteria specified in a profile. This aspect of the invention is supported in the specification on page 10, paragraph 44, and is recited in amended claims 1, 17, 31, and 47.

Therefore, Applicant believes that independent claims 1, 17, 31, 47 and their respective dependent claims are distinguishable over the cited prior art references. Accordingly, Applicant respectfully requests the rejections under 35 U.S.C. § 103(a) be withdrawn.


**CONCLUSION**

In view of the amendments and remarks made above, it is respectfully submitted that the pending claims are in condition for allowance, and such action is respectfully solicited. If it is believed that a telephone conversation would expedite the prosecution of the present application, or clarify matters with regard to its allowance, the Examiner is invited to contact the undersigned attorney at the number listed below.

The Commissioner is hereby authorized to charge payment of any required fees associated with this Communication or credit any overpayment to Deposit Account No. 04-1175.

Respectfully submitted,  
DISCOVISION ASSOCIATES

Dated: 03/16/07

  
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